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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

GARY GRYZWA,

Plaintiff,

vs.

ALLIANCE MECHANICAL, INC., MARK  
W. VERNON, and DOES 1 THROUGH 20,

Defendants.

Case No.: 2:11-cv-00030-RCJ-RJJ

**STIPULATED PROTECTIVE ORDER**

Plaintiff and Defendants, through counsel, hereby stipulate to the following:

1. This lawsuit is an ERISA action alleging *inter alia* that Defendants breached their fiduciary duties by failing to assure that fringe benefits contributions were properly and/or timely remitted to a 401(k) employee pension benefits plan. Plaintiff has been granted leave to pursue his

3. Defendants have expressed concern regarding the putative class members' right to privacy with respect to the documents sought.

5. Pursuant to this Stipulated Protective Order, Plaintiffs agree that names, telephone and addresses of putative class members will be used solely for purposes of this litigation and will not otherwise be disclosed. Nothing herein will prevent Plaintiff's counsel from contacting putative class members for the purpose of pursuing this litigation.

6. Plaintiff further agrees that information provided by Defendants, by John Hancock USA, and/or by Pension Priority Services Inc., consisting of employee payroll records, 401(k) account transaction histories, individual investment selections, and other individual financial information revealed in plan account documents will be used solely for purposes of this litigation and will not otherwise be disclosed. Such documents will be marked “confidential” when provided to Plaintiff’s counsel.

SO STIPULATED AND AGREED.

Respectfully submitted,

Dated: February 27, 2012

/s/ *Eric B. Myers*

Eric B. Myers, Esq.,  
McCRACKEN, STEMERMAN & HOLSBERRY  
*Counsel for Plaintiff*

Dated: February 27, 2012

/s/ *Michael T. Gebhart*

Michael T. Gebhart, Esq.  
PEEL BRIMLEY, LLP  
*Counsel for Defendants*

1 IT IS SO ORDERED.

2  
3 Dated: FEB. 27, 2012

  
U.S. O CI KVT CVG JUDGE